

CHAPTER NO. 619

HOUSE BILL NO. 3998

By Representatives McMillan, John DeBerry

Substituted for: Senate Bill No. 3881

By Senators Kyle, Herron, Burks

AN ACT to amend Tennessee Code Annotated, Section 12-4-330(b), relative to income limits for persons in supportive living facilities for the mentally ill.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 12-4-330, is amended by deleting subsection (b) and substituting the following:

(b) The department shall reimburse such licensed supportive living facilities for the mentally ill in a daily or monthly amount to be established by the department for each resident whose income is limited to payments under the Social Security Act and does not exceed the monthly SSI Federal Benefit Rate ("FBR"). No supportive living facility participating in the pilot program shall receive reimbursement, under the pilot program, for more than thirty percent (30%) of its licensed residential capacity. If necessary to implement this program within the limits of its annual appropriation, the department may promulgate rules to further limit the number of residents for whom reimbursement may be claimed.

For the period beginning January 1, 2006, and until the effective date of this act only, any payments withheld due to a resident's income exceeding the six hundred dollars (\$600) per month limit shall be paid in accordance with this act.

SECTION 2. This act shall take effect on becoming a law, the public welfare requiring it.

PASSED: April 13, 2006

  
JIMMY NAIFEH, SPEAKER  
HOUSE OF REPRESENTATIVES

  
JOHN S. WILDER  
SPEAKER OF THE SENATE

APPROVED this 4<sup>th</sup> day of May 2006

  
PHIL BREDEESEN, GOVERNOR